

CR520 Habitation Definition.

The defense of Defense of Habitation is not limited to a habitation the defendant owns. The defense may apply to whatever place the defendant may be occupying peacefully as a substitute home or habitation, including but not limited to a hotel, motel, or where the defendant is a guest in another person's home.

References:

Utah Code § 76-2-405

State v. Mitcheson, 560 P.2d 1120 (Utah 1977)

Committee Note:

This instruction should be used with CR521, CR522, CR523, and CR510.

Last Revised – 02/07/2018